

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

-----	X
UNITED STATES OF AMERICA,	:
	:
	: Case No. S2 17-cr-00686 (LAK)
v.	:
	:
	: ECF Case
JAMES GATTO,	:
a/k/a "Jim,"	:
MERL CODE, and	: <b>NOTICE OF DEFENDANTS'</b>
CHRISTIAN DAWKINS,	: <b>MOTION FOR LEAVE TO</b>
	: <b>FILE AN <i>EX PARTE</i> MOTION</b>
	: <b>UNDER SEAL FOR THE</b>
Defendants.	: <b>ISSUANCE OF A RULE 17(C)</b>
	: <b>SUBPOENA TO THOMAS</b>
	: <b>JOSEPH "TJ" GASSNOLA</b>

----- X

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, and the exhibit thereto, Defendants James Gatto, Merl Code, and Christian Dawkins, by their attorneys, move before the Honorable Lewis A. Kaplan of the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York, for an Order granting Defendants' Motion for Leave to File an *Ex Parte* Motion Under Seal for the Issuance of a Rule 17(c) Subpoena to Thomas Joseph "TJ" Gassnola.

Dated: New York, New York  
September 13, 2018

**NEXSEN PRUET LLC**

By: /s/ Mark. C. Moore  
William W. Wilkins  
Mark C. Moore  
Andrew A. Mathias  
55 E. Camperdown Way, Suite 400  
Greenville, South Carolina 29601  
(864) 370-2211

**OGLETREE, DEAKINS, NASH, SMOAK  
& STEWART, P.C.**

Merl F. Code  
300 North Main Street  
Greenville, South Carolina, 29601  
(864) 271-1300

*Attorneys for Defendant Merl Code*

**WILLKIE FARR & GALLAGHER LLP**

By: /s/ Michael S. Schachter  
Michael S. Schachter  
Casey E. Donnelly  
787 Seventh Avenue  
New York, New York 10019  
(212) 728-8000

*Attorneys for Defendant James Gatto*

**HANEY LAW GROUP PLLC**

By: /s/ Steven A. Haney  
Steven A. Haney  
3000 Town Center Drive, Suite 2570  
Southfield, Michigan 48075  
(248) 414-1470

*Attorneys for Defendant Christian Dawkins*